

**UNITED STATES DISTRICT COURT**  
WESTERN DISTRICT OF TEXAS, EL PASO DIVISION

FILED  
08/26/2019  
Clerk, U.S. District Court  
Western District of Texas

By: RRV  
Deputy

USA  
vs.  
(1) ENRIQUE MARTIN

§  
§ CRIMINAL COMPLAINT  
§ CASE NUMBER: EP:19-M -08079(1) - MAT  
§

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about **August 24, 2019** in **El Paso** county, in the **WESTERN DISTRICT OF TEXAS** defendant did, being an alien to the United States, enter, attempt to enter, or was found in the United States after having been previously excluded, deported, or removed from the United States without receiving permission to reapply for admission to the United States from the Attorney General of the United States and the Secretary of Homeland Security, the successor pursuant to Title 6, United States Code, Sections 202(3), 202(4), and 557

in violation of Title **8** United States Code, Section(s) **1326**

I further state that I am a(n) **Border Patrol Agent** and that this complaint is based on the following facts: *"The DEFENDANT, Enrique MARTIN, an alien to the United States and a citizen of Guatemala was found approximately 1.8 miles West of the Ysleta Port of Entry in El Paso, Texas in the Western District of Texas. From statements made by the*

**Continued on the attached sheet and made a part of hereof.**

Sworn to before me and subscribed in my presence,

08/26/2019  
File Date

MIGUEL A. TORRES  
UNITED STATES MAGISTRATE JUDGE

  
\_\_\_\_\_  
Signature of Complainant  
Padilla, Aaron  
Border Patrol Agent

at EL PASO, Texas  
City and State

  
\_\_\_\_\_  
Signature of Judicial Officer

WESTERN DISTRICT OF TEXAS

(1) ENRIQUE MARTIN

FACTS (CONTINUED)

DEFENDANT to the arresting agent, the DEFENDANT was determined to be a native and citizen of Guatemala, without immigration documents allowing him to be or remain in the United States legally. The Defendant has been previously removed from the United States to Guatemala on May 28, 2019 through Miami, FL. The Defendant has not previously received the expressed consent from the Attorney General of the United States or the Secretary of Homeland Security to reapply for admission into the United States.

Because this affidavit is being submitted for the limited purpose of establishing probable cause as set forth herein, I have not included each and every fact known to me concerning this investigation.

IMMIGRATION HISTORY:

The DEFENDANT has been removed 1 time(s), the last one being to GUATEMALA on May 28, 2019, through MIAMI, FL

CRIMINAL HISTORY:

01/22/2007, Homestead, FL, Battery Aggravated(F), DSM, .  
09/05/2016, Homestead, FL, Battery-Dom Viol(M), DSM, .  
12/16/2018, Homestead, FL, Battery-Dom Viol(M), DSM, .